

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

TROY ANTHONY PESINA,

Plaintiff,

v.

SGT. JACKSON, C/O AVERY, C/O
GARVIN, DAN PACHOLKE,
BERNIE WARNER, DEVON
SCHRUM, TODD DOWLER, TIM
THRASHER, RUBEN RIVERA,
JERRY SHUMAKER, SHIFT LT.
JANE/JOHN DOE, SHIFT SGT
JANE/JOHN DOE, MAGGIE
MILLER-STOUT, GRIEVANCE
COORDINATOR JANE/JOHN DOE,
INVESTIGATIVE STAFF
JANE/JOHN DOE, JANE/JOHN DOE
and JANE/JOHN DOE,

Defendants.

NO: CV-12-095-RMP

ORDER DISMISSING ACTION

By Order filed April 10, 2012, ECF No. 6, the Court instructed Mr. Pesina, a
pro se prisoner at the Airway Heights Correction Center to comply with 28 U.S.C.
§ 1915(a)(2), which requires prisoners who seek to bring a civil action without

ORDER DISMISSING ACTION -- 1

1 prepayment of the filing fee to submit a certified copy of their trust fund account
2 statement (or institutional equivalent) for the 6-months immediately preceding the
3 filing of the complaint. Plaintiff did not comply. Mr. Pesina has not paid the full
4 filing fee for this action. Accordingly, **IT IS ORDERED** this action is
5 **DISMISSED WITHOUT PREJUDICE** for failure to comply with the filing fee
6 requirements of 28 U.S.C. §§ 1914(a) and 1915(a) .

7 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
8 Order, enter judgment, forward a copy to Plaintiff at his last known address and
9 close the file. The Court certifies any appeal of this dismissal would not be taken
10 in good faith.

11 **DATED** this 10th day of May 2012.

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13 *s/ Rosanna Malouf Peterson*
14 ROSANNA MALOUF PETERSON
15 Chief United States District Court Judge
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